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UNITED STATES DEPARTMENT OF AGRICULTURE BEFORE THE SECRETARY OF AGRICULTURE

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In re:) P. & S. Docket No. D-08-0040)
Michael E. Julian, d/b/a Cameron Livestock Sales,		
Respondent JUN 1 2 2008		
USDA, GIPSA, OA) Consent Decision	

This disciplinary proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.; hereinafter "Act"), by a Complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture (hereinafter "Complainant"), alleging that Respondent Michael E. Julian, d/b/a Cameron Livestock Sales, has willfully violated the Act and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 et seq.; hereinafter "Regulations"). The Consent Decision is entered pursuant to the consent decision provision (7 C.F.R. § 1.138) of the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. §§ 1.130-1.151; hereinafter, "Rules of Practice").

Respondent Michael E. Julian, d/b/a Cameron Livestock Sales, admits the jurisdictional allegations in paragraph I of the Complaint and Notice of Hearing and specifically admits that the Secretary has jurisdiction in this matter; neither admits nor denies the remaining allegations; waives oral hearing and further procedure; and consents and agrees, for the purpose of settling this proceeding, and for such purpose only, to the entry of this Consent Decision.

CC: Brett

Complainant agrees to the entry of this Consent Decision.

Findings of Fact

- Michael E. Julian, d/b/a Cameron Livestock Sales (hereinafter "Respondent") is an individual whose mailing address is P.O. Box 595, NE Highway 13, Warrensburg, Missouri 64093.
- 2. Respondent at all times material to the Complaint was:
 - (a) Engaged in the business of a market agency selling livestock in commerce on a commission basis; and
 - (b) Registered with the Secretary of Agriculture as a market agency to sell livestock in commerce on a commission basis.

Conclusions

Respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this Consent Decision, the Consent Decision will be entered.

Order

Respondent Michael E. Julian, d/b/a Cameron Livestock Sales, as an individual, his agents and employees, directly or through any corporate or other devise, in connection with his activities subject to the Act, shall cease and desist from engaging in business in any capacity for which bonding is required under the Act and the Regulations, without filing and maintaining an adequate bond or its equivalent, as required by the Act and the Regulations.

In accordance with section 312(b) of the Act, (7 U.S.C. § 213(b)), Respondent is assessed a civil penalty in the amount of Four Thousand Dollars (\$4,000.00) to be paid in accordance with the provisions of the Understanding with Respect to Civil Penalty entered into by the parties.

This Order shall have the same force and effect as if entered after full hearing. The provisions of this Order shall become final and effective on the sixth (6th) day after service of this Order upon Respondent.

Copies of this Consent Decision and Order shall be served upon the parties.

Michael E. Julian

d/b/a Cameron Livestock Sales

Respondent

Mary Hobbie

Attorney for Complainant

Issued in Washington, D.C.

this // Aday o

2008

Administrative Law Judge

PETER M. DAVENPORT